

BILL NO. 23 -2010

AN ORDINANCE

AUTHORIZING THE MAYOR TO EXECUTE A DEED FROM THE CITY OF READING TO THE COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF TRANSPORTATION, AND OTHER DOCUMENTS (AGREEMENT OF SALE & SETTLEMENT STATEMENT), THEREBY CONVEYING PREMISES SITUATE AT ROUTE 61, ONTELAUNEE TOWNSHIP, BERKS COUNTY, PENNSYLVANIA.

WHEREAS, the City of Reading is the titled owner of premises situate along a certain portion of S.R. 61, Ontelaunee Township, Berks County, Pennsylvania (see attached exhibits); and

WHEREAS, the Commonwealth of Pennsylvania, Department of Transportation plans to make certain improvements in the vicinity of and/or on land owned by the City of Reading and has offered compensation to the City of Reading for the conveyance of certain land owned by the City of Reading (see attached exhibits); and

WHEREAS, the City of Reading intends to convey said subject premises for said offered consideration,

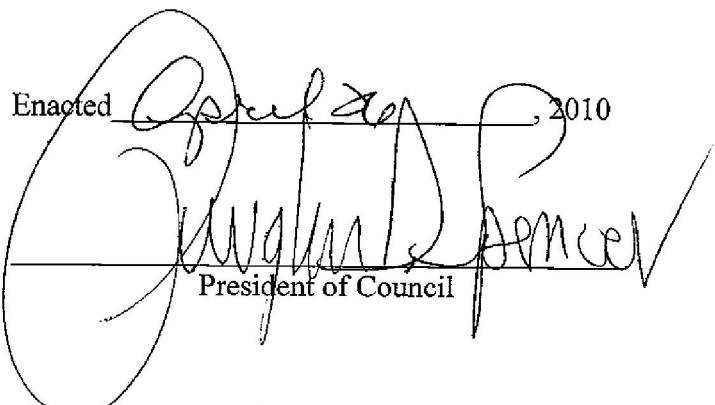
NOW, THEREFORE THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. The Mayor is authorized to execute a deed from the City of Reading to the Commonwealth of Pennsylvania, Department of Transportation, and other documents (agreement of sale and settlement statement) for premises situate at S.R. 61, Ontelaunee Township, Berks County, Pennsylvania, as well as any other required documents to complete the conveyance of subject premises in accordance with attached documents/exhibits for the consideration in the amount of \$2,800.00.

SECTION 2. This Ordinance shall be effective ten (10) days after City Council's

passage and approval by the Mayor, or as otherwise provided by the City of Reading's Home Rule Charter.

Enacted April 20, 2010

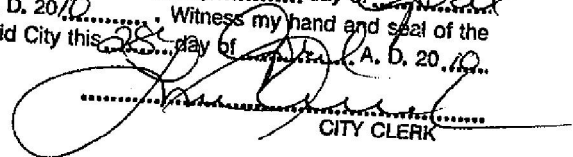

President of Council


Attest:


City Clerk


(LAW DEPT.)

I, LINDA A. KELLEHER, City Clerk of the City of Reading, Pa., do hereby certify, that the foregoing is a true and correct copy of the original Ordinance passed by the Council of the City of Reading, on the 26 day of April, A. D. 2010. Witness my hand and seal of the said City this 28 day of April, A. D. 2010.



CITY CLERK

Submitted to Mayor: 

Date: 4/27/10

Received by the Mayor's Office: 

Date: 4/27/10

Approved by Mayor: 

Date: 4/27/10

Vetoed by Mayor: _____

Date: _____

136 South 8th Street
1st Floor
Lebanon, PA 17042-5216
Phone: (717) 274-9781 Fax: (717) 274-9785
Toll Free: 866-718-3430

October 9, 2009

Berks County
Ontelaunee Township
SR 0061 Section 15S
Claim Number 0600455000, Parcel 42
Owner – City of Reading

Mr. Dean Miller
City of Reading Water Bureau
815 Washington Street
Reading, PA 19601

Dear Mr. Miller,

As a result of our telephone conversation on October 9th I am sending you Penn DOT plan sheets 44 and 84 showing the extent of the required right of way from City property. I am also enclosing PennDOT's offer letter for the 2,755.78 SF of required right of way in the amount of \$2,800.00.

Please review this information and contact me at your earliest convenience. I can be reached at the phone number and address on this letter or the address and phone number at the bottom of the offer letter. I am also available by email at bkametz@iasrw.com

Thank you for your time.

Sincerely,

Bernard J. Kametz
Interstate Acquisition Services

RW-356WV (7/07)

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION



| | |
|----------------------|---------------------|
| ROW OFFICE PROJ. NO. | 050108 |
| COUNTY | Berks |
| S.R. - SECTION | SR 0061-15S |
| MUNICIPALITY | Ontelaunee Township |
| PARCEL NO. | 42 |
| CLAIM NO. | 0600455000 |
| CLAIMANT | City of Reading |

OFFER TO PURCHASE
AND STATEMENT
OF JUST COMPENSATION

Date:

OCT 09 2009

City of Reading
8th & Washinton Streets
Reading, PA 19601

Dear Claimant:

We are pleased to offer you the sum of \$2,800.00 for the right-of-way required from your property for the transportation improvement and for the effects on your remaining property, if any. This offer is intended to provide just compensation for all interests in your property, including tenants, if any.

The areas required are as follows:

2,755.78 SF of Required Right-of-Way

The amount offered is summarized as follows:

| | |
|---|-----------------------|
| 1. Direct Damages | \$2,800 |
| 2. Temporary Easement | \$ |
| 3. Cost To Cure | \$ |
| TOTAL DAMAGES OFFERED (items 1, 2 and 3 above) | <u>\$2,800</u> |

We hope that you will indicate your acceptance of our offer to the Right-of-Way Representative who delivers this letter so that we can process your payment as soon as possible. If you are undecided about accepting the offer, the Right-of-Way Representative will be glad to visit you again for further discussion of your claim.

Sincerely,

A handwritten signature in black ink, appearing to read "Kenneth S. Kutchinsky".

Kenneth S. Kutchinsky
District Right-of-Way Administrator
Engineering District 5-0

Attachment: Plan of Property to be Acquired

Your Right-of-Way Representative is: Bernard J. Kametz
1253 Centre Turnpike, Suite 1
Orwigburg, PA 17961-9059
Telephone Number: 1-866-718-3430

RW-370 (7/07)

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION



| | |
|----------------------|---------------------|
| ROW OFFICE PROJ. NO. | 050108 |
| COUNTY | Berks |
| S.R. - SECTION | 0061-155 RW |
| MUNICIPALITY | Ontelaunee Township |
| PARCEL NO. | 42 |
| CLAIM NO. | 0600455000 |
| CLAIMANT | City of Reading |

NOTICE OF ACQUISITION

Date: **OCT 09 2009**


City of Reading,
Water Bureau
8th & Washington Sts
Reading, PA 19601

Dear Claimant:

The Department of Transportation has decided on the basis of comprehensive studies to construct or improve the above project. With this letter we are delivering to you a plot plan showing the extent of the acquisition required from your property. Because the appraisal of your property has not been completed, we are unable at this time to make an offer for the required property; however, the Right-of-Way Representative who delivers this letter will explain how your property will be affected by the project

We want to emphasize that your property has not been condemned. When the appraisal of your property has been completed, the Right-of-Way Representative will return with an offer to purchase the required property from you. We are making every effort to have your offer ready at the earliest possible date. Meanwhile your patience and continued cooperation will be greatly appreciated.

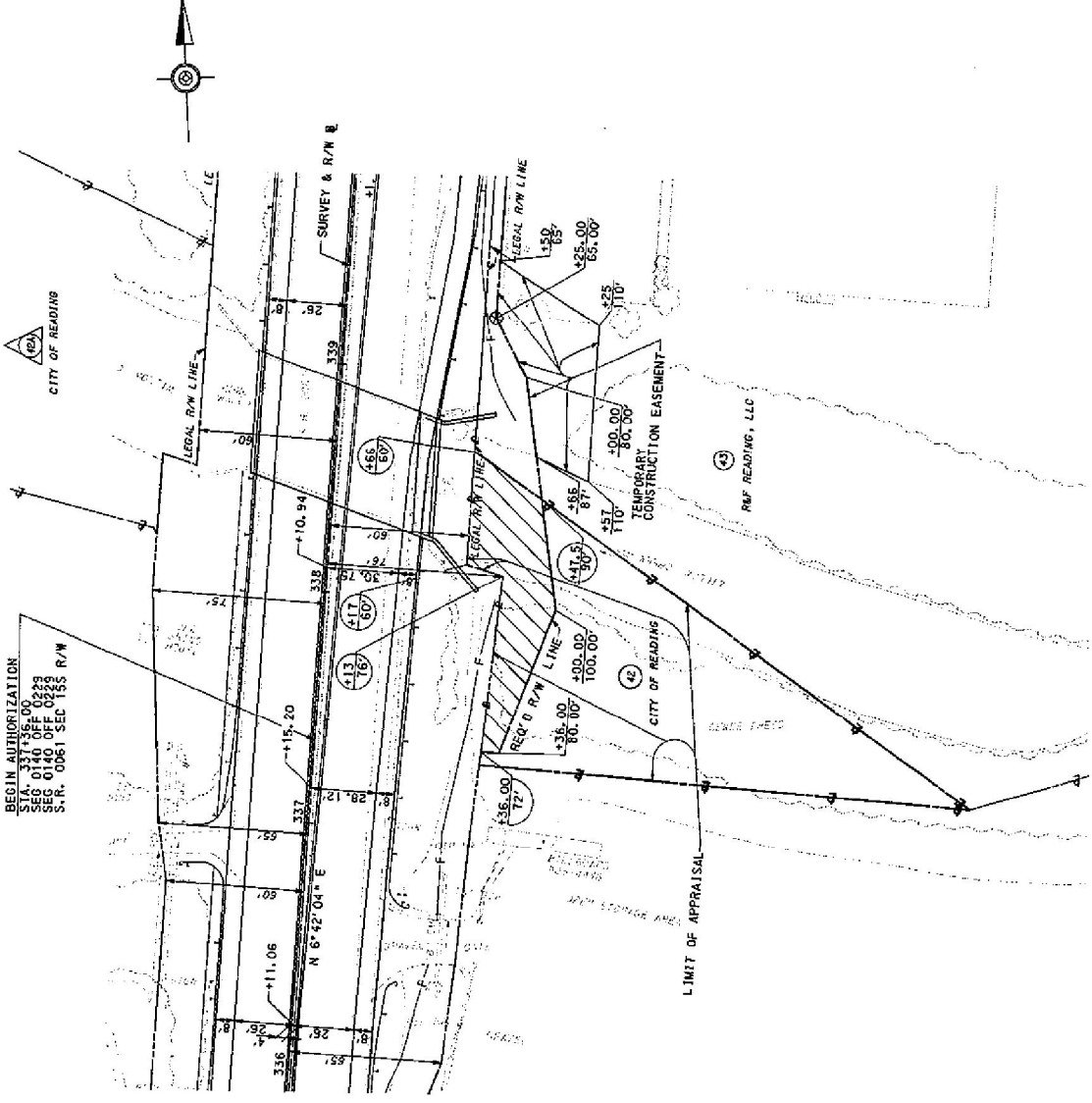
Sincerely,


for Kenneth S. Kutchinsky
District Right-of-Way Administrator
Engineering District 5-0

Your Right-of-Way Representative is: Bernard J. Kametz
Telephone No.: (866) 718-3430

| DISTRICT | COUNTY | TRACED | SECTION | SHEET |
|----------|--------|--------|--------------------|---------|
| 5-0 | BERKS | 0001 | 155 R/W 84 OF 92 | |
| | | 0022 | 155 R/W | |
| | | 4030 | 155 R/W | |
| | | 0073 | 155 R/W | |
| | | | ONTELAUNE TOWNSHIP | |
| | | | REVISIONS | DATE BY |
| | | | | |

BEGIN AUTHORIZATION
 SEC 0140 OFF 0223
 SEC 0140 OFF 0223
 S.R. 0061 SEC 155 R/W



TAX PARCEL ID: 68-5401-00-50-9178

RIGHT-OF-WAY CLAIM INFORMATION
 COMMONWEALTH OF PENNSYLVANIA - DEPARTMENT OF TRANSPORTATION
 STATE RTE. 0261 SEC. NO. 155 R/W ONTELAUNE TOWNSHIP - BERKS COUNTY
 PROPERTY OWNER: CITY OF READING
 GRANTOR: CITY OF READING

| DEED BOOK | DEED | AREA | ADVERSE | REQUIRED AREA | S.F. |
|--------------|-----------|------------------|----------|-----------------------------|----------|
| 1715 | 155 | 14.130 | 14.130 | RIGHT OF WAY | 2,155.18 |
| DATE OF DEED | 2/11/1900 | CONSIDERATION | 5,000.00 | CHANNEL | |
| TAX STAMP | | EFFECTIVE | 14.130 | TEMP. CONSTR. EASEMENT | |
| | | TOTAL REC'D. R/W | 2,155.18 | VERIFICATION DATE 2/10/2009 | |
| | | RESIDUE RT. | 0 | DRAIN BY | M.E. CO. |
| | | | | SCALE | 0 20 40 |

PRIVATE PROPERTY LINES ARE PLOTTED FOR THE NEED OF RECORD. RECORDED SUBDIVISION OR LOT PLANS MUST BE USED TO DETERMINE THE EXACT LOCATION OF FIELD DATA. PRIVATE PROPERTY LINES WERE NOT SURVEYED BY THE PROFESSIONAL LAND SURVEYOR RESPONSIBLE FOR THE PROJECT.

THIS PROPERTY PLOT PLAN IS NOT TO BE SUBSTITUTED FOR A BOUNDARY SURVEY.

- * APPRAISAL AREA
- ⊗ TO BE MONUMENTED
- ▨ REQUIRED RIGHT-OF-WAY AREA



| | |
|----------------|-------------|
| DES: S.A.G. | CHK: R.B.S. |
| DWN: G.M.S. | CHK: R.B.S. |
| DATE: 8/7/2009 | |